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|--|-----------------------------------|----------|------------------------|--|
| <b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b><br>(Under 37 CFR 1.97(b) or 1.97(c))  |                                   |          | Docket No.<br>PES-0039 |  |
| In Re Application Of: <b>MOLTER, ET AL.</b>  |                                   |          | E.29.<br>9/4/02<br>#5  |  |
| Serial No.<br>09/965,617   | Filing Date<br>SEPTEMBER 27, 2001 | Examiner | Group Art Unit<br>1745 |  |
| Title: <b>ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE ASSEMBLY FOR ELECTROCHEMICAL CELLS</b>  |                                   |          |                        |  |
| Address to:<br>Assistant Commissioner for Patents<br>Washington, D.C. 20231  |                                   |          |                        |  |
| 37 CFR 1.97(b)   |                                   |          |                        |  |
| 1. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114. |                                   |          |                        |  |
| 37 CFR 1.97(c)   |                                   |          |                        |  |
| 2. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:   |                                   |          |                        |  |
| <input checked="" type="checkbox"/> the statement specified in 37 CFR 1.97(e);   |                                   |          |                        |  |
| OR   |                                   |          |                        |  |
| <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).  |                                   |          |                        |  |

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**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
PES-0039

In Re Application: **MOLTER, ET AL.**

Serial No.  
09/965,617

Filing Date  
SEPTEMBER 27,

Examiner

Group Art Unit  
1745

**ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE  
FOR ELECTROCHEMICAL CELLS**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 06-1130 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F

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(Date)

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I certify that this document and fee is being deposited August 26, 2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Sonia Mancini*  
Signature of Person Mailing Correspondence

Sonia Mancini

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

*Pamela J. Curbelo*  
Signature

Pamela J. Curbelo  
Registration No. 34,676  
Customer No. 23413  
(860) 286-2929

Dated: August 26, 2002

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CC:

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**PES-0039**

In Re Application Of: **MOLTER, ET AL.**



Serial No.  
**09/965,617**

Filing Date  
**SEPTEMBER 27, 2001**

Examiner

Group Art Unit  
**1745**

Invention: **ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE  
ASSEMBLY FOR ELECTROCHEMICAL CELLS**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.


Check applicable statement herebelow:

**Statement Under 37 CFR 1.97(e)(1)**

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

**Statement Under 37 CFR 1.97(e)(2)**

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
*Signature*

**Pamela J. Curbelo  
Registration No. 34,676  
Customer No. 23413  
(860) 286-2929**

Dated: **August 26, 2002**

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**Sonia Mancini**

*Typed or Printed Name of Person Mailing Correspondence*

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